

GAHC010124282024



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/3372/2024

BHABESH NARZARY AND ANR
S/O LATE JUGESWAR NARZARY, RESIDENT OF VILLAGE SUDEMPURI, PO
AND DIST UDALGURI ASSAM 784509

2: SUJIT KUMAR BASUMATARY
S/O LATE SUREN CHANDRA BASUMARY

RESIDENT OF VILLAGE SOUTH KAHIBARI
PO GOROIBARI
PS AND DIST UDALGURI
ASSA

VERSUS

THE STATE OF ASSAM AND 6 ORS
THROUGH THE SECRETARY TO THE GOV.T OF ASSAM DEPARTMENT OF
SCHOOL EDUCATION, ASSAM DISPUR GUWAHATI 781006

2:THE DIRECTOR OF SECONDARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI 19

3:THE INSPECTOR OF SCHOOLS
UDALGURI DISTRICT CIRCLE
PO AND DIST UDALGURI
ASSAM 784509

4:THE BODOLAND TERRITORIAL COUNCIL
REPRESENTED BY THE CHIEF EXECUTIVE MEMBER
BTC
KOKRAJHAR
ASSAM 783370

5:THE SECRETARY
EDUCATION DEPARTMENT

BTC
KOKRAJHAR
ASSAM 783370

6:THE DIRECTOR OF EDUCATION

BTC
KOKRAJHAR
ASSAM 783370

7:DAVIDSON DAIMARI
I/C PRINCIPAL UDALGURI H.S SCHOOL
UDALGURI
ASSAM 78337

Advocate for the Petitioner : MR. S C BISWAS, MS A BORAH,MS. K L R YANTHAN,MS. J GHOSH,MR J ABEDIN,MS A DAS

Advocate for the Respondent : SC, SEC. EDU., SC, BTC

BEFORE
DEPUTY REGISTRAR (BENCH) - MR. SAPTARSHI DAS

ORDER

Date : 31.03.2026

Case taken up before the Lawazima Court.

None appears on behalf of the petitioners.

Learned counsel Ms. N. Choudhury appears on behalf of learned Standing Counsel, BTC, representing the respondent Nos. 3, 4, 5 & 6. Heard.

Perused the records.

Perusal of the recent office note dated 26.03.2026 reveals that notice was issued to the respondent No. 7 via registered post with A/D mode on 12.08.2024.

However, in response to the above mentioned notice, it appears that neither the A/D card nor any un-served notice has been received by the registry till date. Additionally, the postal tracking details regarding the said notice are unavailable in the official website of India

Post. Consequently, service of notice upon respondent No. 7 cannot be presumed at this stage.

In view of the observations made above, the petitioner is directed to take fresh steps for service of notice upon the respondent No. 7 via speed post mode ***[in terms of the Notification No. 85 dated 15th October, 2025 (at Flag-'N')]***.

Let the matter be listed before the Lawazima Court again on 04.05.2026.

Deputy Registrar (Bench)

Comparing Assistant